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HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.(C) No.4184 of 2007

Petitioner	:	Panchram Banjare, S/o. Late Chaitram Aged about 41 years, R/o. Kumhari, P.O. & P.S.H. Kumhari Distt. Durg [Chhattisgarh]

Versus

Respondents	1.	State of Chhattisgarh Through Secretary Revenue Department D.K.S. Bhawan, Raipur [C.G.]
	2.	Collector, Durg, Distt. Durg, Chhattisgarh.
	3.	Sub-Divisional Officer [Revenue] Durg, Distt. Durg [C.G.]

(Petition under Articles 226 of the Constitution of India)

Single Bench: Hon'ble Justice Shri Satish K. Agnihotri

Present : Shri J.K.Shastri, counsel for the petitioner.
Miss Deepali Pandey, Panel Lawyer for the State/ respondents.

ORDER
(Passed on 19th July, 2007)

Learned counsel appearing for the petitioner submits that the petitioner has made an application to the Secretary, Revenue Department, Government of Chhattisgarh for grant of "Bhumi Swami Right on Kotalwari Land" on 24.05.2007 (Annexure P-7). The petitioner has approached this Court under Article 226 of the constitution of India without waiting for reasonable time.

2. It is strange that the petitioner without establishing any right or breach thereof and without waiting for the decision of the Revenue, Secretary, after giving reasonable time, has approached this Court, on the ground that there is infringement of the provisions of Article 14 and

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15 of the Constitution of India. I am unable to understand as to how his Fundamental Right enshrined in Article 14 and 15 have been violated. His application is still under consideration before the Revenue Authority.

3. There is no merit in the case and the petition lacks material facts. Thus this petition is dismissed summarily.

Sd/-
Satish K. Agnihotri
Judge